

AMENDED IN ASSEMBLY APRIL 3, 2006

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 2790

Introduced by Assembly Member Strickland

February 24, 2006

~~An act to add Section 3549.4 to the Government Code, relating to educational employment. An act relating to parks.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 2790, as amended, Strickland. ~~Educational employment: suspension of salary or benefits increases—~~*Castaic Lake State Recreation Area.*

Under existing law, the Department of Parks and Recreation within the Resources Agency administers the operation of state parks in the state.

This bill would require that the Castaic Lake State Recreation Area, a reservoir of the California State Water Project and operated by the County of Los Angeles, be named the Warren Dorn Castaic Lake State Recreation Area.

~~(1) Existing law governs employer-employee relations within the public school system. In relation to public school employee organizations, existing law grants certain rights to public school employees, proscribes certain conduct by public school employers, regulates employee organizations, and provides a procedure for resolving an impasse in negotiations between an employee organization and a public school employer.~~

~~This bill would require a collective bargaining agreement negotiated between a public school employer and an exclusive representative after January 1, 2007, to contain a provision that requires the~~

~~suspension of any salary cost-of-living increase, benefit increase, or any other salary increase in certain fiscal years. The bill would require payment of the suspended benefits and salary in subsequent fiscal years, with certain requirements. By imposing these requirements on a public school employer this bill would create a state-mandated local program.~~

~~(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

~~Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: ~~yes~~ no.~~

The people of the State of California do enact as follows:

1 ~~SECTION 1. The Castaic Lake State Recreation Area, a~~
2 ~~reservoir of the California State Water Project, which is located~~
3 ~~at latitude 34.5347 degrees and longitude 118.6108 degrees and~~
4 ~~operated by the County of Los Angeles, shall be named the~~
5 ~~Warren Dorn Castaic Lake State Recreation Area.~~

6 ~~SECTION 1. Section 3549.4 is added to the Government~~
7 ~~Code, to read:~~

8 ~~3549.4. (a) A collective bargaining agreement negotiated~~
9 ~~between a public school employer and an exclusive~~
10 ~~representative after January 1, 2007, shall contain a provision~~
11 ~~that requires the suspension of any salary cost-of-living increase,~~
12 ~~benefit increase, or any other salary increase provided for in the~~
13 ~~collective bargaining agreement for any year in which the~~
14 ~~Legislature does not sufficient funding to pay the full amount of~~
15 ~~the inflation adjustment provided for in Section 42238.1 of the~~
16 ~~Education Code.~~

17 ~~(b) Any salary or benefit increase suspended pursuant to~~
18 ~~subdivision (a) shall be fully or partially paid in subsequent fiscal~~
19 ~~years if the full inflation adjustment provided for in Section~~
20 ~~42238.1 of the Education Code is appropriated, and if the county~~
21 ~~superintendent of schools certifies that the full or partial payment~~

1 ~~will not result in a reduction in operations, curtailment or~~
2 ~~elimination of programs, or layoffs of personnel.~~

3 ~~(e) In any fiscal year when only a partial payment is made~~
4 ~~pursuant to subdivision (b), the unpaid balance shall be paid in~~
5 ~~subsequent fiscal years in accordance with subdivision (b).~~

6 ~~SEC. 2. If the Commission on State Mandates determines that~~
7 ~~this act contains costs mandated by the state, reimbursement to~~
8 ~~local agencies and school districts for those costs shall be made~~
9 ~~pursuant to Part 7 (commencing with Section 17500) of Division~~
10 ~~4 of Title 2 of the Government Code.~~